

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Scott R. Seelye,

Civil No. 06-2848 (RHK/RLE)

Plaintiff,

ORDER

vs.

Randy Fisher, Sheriff and
John Doe, Deputy Sheriff,

Defendants.

Based upon the Report and Recommendation of United States Magistrate Judge Raymond L. Erickson, and after a de novo review of Defendants' Objections thereto, it is **ORDERED**:

1. Defendants' Objections (Doc. No. 45) are **OVERRULED**;
2. The Report and Recommendation (Doc. No. 39) is **ADOPTED**;
3. Plaintiff's Motion to Amend his Complaint (Doc. No. 17) is **GRANTED IN PART**, as more fully detailed in the text of the Report and Recommendation;
4. Defendants' Motion for Summary Judgment (Doc. No. 7) is **GRANTED**, but only as to the Plaintiff's Federal law claims;

5. Plaintiff's Motions to Compel Discovery, and to Preserve Evidence (Doc. Nos. 12, 13, and 23) are **DENIED**;
6. Plaintiff's Request for Compensation (Doc. No. 43) is **DENIED**; and

7. Plaintiff's State law claims are **REMANDED** to the State District Court for Washington County, from which it was removed.

Dated: March 29, 2007

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge